

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

FIRST APPEAL NO.1535 OF 1979

THE HON'BLE MR. JUSTICE Y.B. BHATT:

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1. Whether Reporters of Local Papers may be allowed to see the judgement?
2. To be referred to the Reporter or not?
3. Whether their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 or any order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

Mrs. K.A. Mehta, advocate for the appellant.

Mr. M.B. Gandhi, advocate for the respondent.

CORAM: Y.B. BHATT J.

Date: 6-2-1996

JUDGEMENT

1. The appellant mentioned in person this matter yesterday i.e. 5.2.1996 before this court to be taken up in order that the same may be permitted to be withdrawn. Apart from the oral mentioning, a similar request was made by a note in his own hand-writing. The office is directed to retain the said note on the record of the present appeal. Mrs. K.A. Mehta, learned counsel for the appellant requests that the appeal be permitted to be withdrawn. This request is made in the presence of the appellant who is present in court. It is stated by the appellant that he has consulted Mr. M.B. Gandhi, learned counsel for the respondent, who has no objection to the withdrawal of the present appeal. Accordingly the appeal is permitted to be withdrawn. Appeal

stands disposed of as withdrawn with no order as to costs.

2. It may be noted that so far as the present appellant is concerned, normally I do not take up his matters since he is known to me. However, since the only request made is for permission to withdraw the matter, and since first appeals are assigned to this court, I have passed the above order on the specific request of the party-in-person as also learned counsel for the said party.

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